

AUG. 5. 2004 3:04PM BST&Z - CM  
TO: USPTO

NO. 2768 P. 1/16

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## FACSIMILE COVER SHEET

Deliver to: Rick Kiltae Chang, USPTO

Art Group: 3729

Facsimile No.: 703 872-9303

Date: August 5, 2004

From: William W. Schaal, Reg. No. 39,018

Our Docket No.: 42390P6139C

Number of pages 32 including this sheet.

Application No.: 09/665,034

Filing Date: 9/19/2000

Docket Due Date(s): 8/6/2004

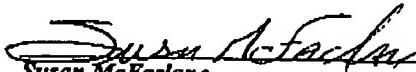
Enclosed are the following documents:

- Amendment: Response ( 11 pgs)
- Appeal Brief (in triplicate) (        pgs)
- Application: \_\_\_\_\_  
(       pgs) w/cover & abstract)
- Assignment & Cover Sheet (        pgs)
- Certificate of Facsimile \_\_\_\_\_
- Continued Prosecution Application (CPA)
- Declaration & POA (        pgs)
- Drawings:        sheets,        figures
- Extension of Time:        days (1 month)
- Fee Transmittal (in duplicate)
- IDS & PTO/SB/08 (        pgs)
- Other \_\_\_\_\_

- Issue Fee Transmittal
- Notice of Appeal
- Petition for: \_\_\_\_\_
- Request for Continued Examination (RCE)
- Reply Brief (        pgs)
- Request & Certification Under 35 USC 122(b)(2)(B)(i)
- Request to Rescind Previous Nonpublication Request
- Response to Notice of Missing Parts & Formalities Letter
- Response to Written Opinion (        pgs)
- Terminal Disclaimer
- Transmittal of Publication Fee Due
- Transmittal Letter

### CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.

  
Susan McFarlane  
Date 08/5/2004

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application No.	09/665,034
		Filing Date	September 19, 2000
		First Named Inventor	Carapella, et al.
		Art Unit	3729
		Examiner Name	Rick Kiltae Chang
Total Number of Pages In This Submission	15	Attorney Docket Number	42390P6139C

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks <div style="border: 1px solid black; height: 40px; width: 100%;"></div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William W. Schaal, Reg. No. 39,018 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	August 5, 2004

CERTIFICATE OF MAILING/TRANSMISSION			
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Typed or printed name	Susan McFarlane		
Signature		Date	August 5, 2004

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 08/04/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**FEE TRANSMITTAL  
for FY 2004**

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

196.00

## Complete if Known

Application Number	09/665,034
Filing Date	September 19, 2000
First Named Inventor	Carapella, et al.
Examiner Name	Rick Kiltae Chang
Art Unit	3729
Attorney Docket No.	42390P6139C

## METHOD OF PAYMENT (check all that apply)

 Check     Credit card     Money Order     Other     None

Deposit Account Number

02-2666

Deposit Account Name

Blakely, Sokoloff, Taylor &amp; Zafman LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below     Credit any overpayments
- Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	365	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	60	Provisional filing fee	
SUBTOTAL (1)				(\$)	

## 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
26	- 25*	= 0	X \$0.00 = \$0.00
4	- 3*	= 1	X \$6.00 = \$6.00

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	66	2201	43	Independent claims in excess of 3	
1203	290	2203	146	Multiple Dependent claim, if not paid	
1204	66	2204	43	**Reissue independent claims over original patent	
1205	18	2205	8	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)				(\$)	86.00

\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
1051	130	2051 65 Surcharge - late filing fee or oath	
1052	50	2052 25 Surcharge - late provisional filing fee or cover sheet	
2053	130	2053 130 Non-English specification	
1812	2,520	1812 2,620 For filing a request for ex parte reexamination	
1804	920*	1804 920 * Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805 1,840 * Requesting publication of SIR after Examiner action	
1251	110	2251 55 Extension for reply within first month	110.00
1252	420	2252 210 Extension for reply within second month	
1253	950	2253 475 Extension for reply within third month	
1254	1,480	2254 740 Extension for reply within fourth month	
1255	2,010	2255 1,005 Extension for reply within fifth month	
1404	330	2401 165 Notice of Appeal	
1402	330	2402 165 Filing a brief in support of an appeal	
1403	280	2403 145 Request for oral hearing	
1461	1,610	2451 1,610 Petition to institute a public use proceeding	
1452	110	2452 55 Petition to revive - unavoidable	
1453	1,330	2453 665 Petition to revive - unintentional	
1501	1,330	2501 665 Utility issue fee (or reissue)	
1602	460	2502 240 Design issue fee	
1503	640	2503 320 Plant issue fee	
1480	130	2460 130 Petitions to the Commissioner	
1607	50	1607 50 Prosecution fee under 37 CFR 1.17(q)	
1606	180	1606 180 Submission of Information Disclosure Stmt	
6021	40	6021 40 Recording each patent assignment per property (times number of properties)	
1609	770	1809 385 Filing a submission after final rejection (37 CFR § 1.120(a))	
1810	770	2810 385 For each additional invention to be examined (37 CFR § 1.129(b))	
1601	770	2801 385 Request for Continued Examination (RCE)	
1802	900	1802 900 Request for expedited examination of a design application	
Other fee (specify)			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (2) (\$)

110.00

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## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	William W. Schaal	Registration No. (Attorney/Agent)	39,018	Telephone	(714) 557-3800
Signature			Date		08/05/04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 02/10/2004.  
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